

BILL NO. S-90-03- 08

SPECIAL ORDINANCE NO. S- 68-90

AN ORDINANCE approving the awarding of Reference #914 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and WESTLAND DODGE, INC. for the Water Resources Department.

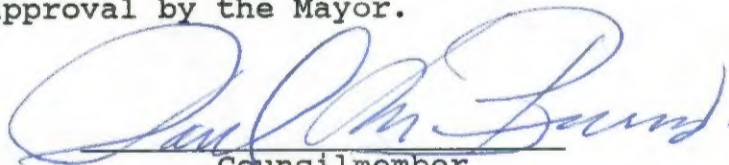
NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA;

SECTION 1. That Reference #914 between the City of Fort Wayne, by and through its Department of Purchasing and WESTLAND DODGE, INC. for the Water Resources Department, respectfully for:


the purchase of a 1990 4-Door Sedan for the Water Resources Department;

involving a total cost of Ten Thousand Five Hundred Eighty-Five and 60/100 Dollars (\$10,585.60), all as more particularly set forth in said Reference #914 which is on file in the Office of the Department of Purchasing, and is by reference incorporated herein, made a part hereof, and is hereby in all things ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

  
Councilmember

APPROVED AS TO FORM  
AND LEGALITY

  
J. Timothy McCaulay, City Attorney

REF.' NO.: 914  
DEPT.: WATER RESOURCES  
DATE: 3/5/90  
ITEM/SERV.: 4 DOOR SEDAN

PURCHASING INFORMATION

ADVERTISED BID: YES  
DATES ADVERTISED: 1/26/90 & 2/2/90  
OPENING DATE: 2/15/90  
WRITTEN QUOTE:  
DUE DATE:

VERBAL QUOTE:

SINGLE SOURCE:

NO. OF VENDORS NOTIFIED: 20  
NO. OF VENDORS RECEIVING BID: 5  
NO. OF VENDORS RETURNING BID: 4  
NO. OF VENDORS DISQUALIFIED: 0  
NO. OF VENDORS NOT RESPONDING: 16

DATE SENT TO DEPT FOR RECOMM.: 2/15/90  
DATE RECOMMENDATION REC'D IN PURCH: 2/28/90

COUNCIL INFORMATION DATES SENT EXTENSION DATES

DATE INFO SENT TO LAW DEPT.: 3/5/90  
INTRODUCTION DATE: 3/13/90  
DISCUSSION DATE: 3/20/90  
PASSAGE DATE: 3/27/90

ORDINANCE NO.:

AMOUNT APPROVED AND/OR SPENT  
LAST YEAR: (IF APPLICABLE)

REFERENCE NO. 914  
FOUR (4) DOOR SEDAN  
WATER ENGINEERING

12'

DESCRIPTION	KELLEY	ALLEN CO	O'DANIEL	WESTLAND
SEDAN	\$10,597.14	\$12,349.00	\$11,975.00	\$10,585.60
MAKE	CHEVY	FORD	OLDSMOBILE	DODGE
MODEL	CORSICA LT	TAURUS	CIERA L69	SPIRIT
DELIVERY	6-8 WKS	4-6 WKS	6 WKS	70-110 DAYS

FRONT PAGE/INVITATION TO BID  
DEPARTMENT OF PURCHASING  
CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA  
ONE MAIN STREET - ROOM 350  
PHONE 219-427-1101

BID OPENING DATE 2-15-90 @ 11:00 AM BID REFERENCE # 914

SEALED BIDS SHOULD BE DELIVERED TO DEPARTMENT OF PURCHASING, ROOM 350, CITY-COUNTY BUILDING UP TO 11:00 A.M. ON OR BEFORE OPENING DATE.

SEALED BIDS WILL BE OPENED PUBLICLY AT 11:01 A.M. IN THE BOARD OF WORKS & SAFETY CONFERENCE ROOM ON THE THIRD FLOOR OF THE CITY-COUNTY BUILDING. "NO LATE BIDS WILL BE ACCEPTED AFTER 11:00 A.M. FOR ANY REASON WHATSOEVER".

THIS INVITATION FOR BID IS FOR ONE (1) NEW 1989/1990 FOUR (4) DOOR SEDAN PER SPECIFICATIONS

AND REQUESTED BY WATER ENGINEERING

THIS BID REQUIRES A XXXXXX 5% BID BOND, CERTIFIED OR CASHIER'S CHECK OF ALL BIDDERS.

THIS BID REQUIRES A        100% PERFORMANCE BOND OF SUCCESSFUL BIDDER(S).

PROMPT PAYMENT DISCOUNTS WILL BE ALLOWED AS FOLLOWS:        % IF PAID WITHIN        DAYS.

THIS INVITATION IS ISSUED TO ESTABLISH A CONTRACT TO SUPPLY THE CITY OF FORT WAYNE WITH A COMMODITY OR SERVICE IN ACCORDANCE WITH ACCOMPANYING SPECIFICATIONS.

THE EXECUTION HEREOF BY THE BIDDER IS ACCEPTANCE OF ALL TERMS AND CONDITIONS HEREIN AND IN THAT REGARD THE BIDDER AGREES TO BE BOUND BY SAME AND BE BOUND TO THE AMOUNT OF HIS/HER BID FOR A PERIOD OF NINETY (90) DAYS.

FIRM NAME Westland Dodge, Inc.  
STREET ADDRESS 5321 Illinois Road  
CITY St. Wayne PHONE # 436-9000  
BY Theresa J. Haneline  
REPRESENTATIVE SIGNATURE

SPECIFICATIONS FOR ONE (1) NEW AUTOMOBILE, INCLUDING ALL EQUIPMENT LISTED AS STANDARD IN MANUFACTURER'S PRINTED LITERATURE DESCRIBING THE VEHICLE, UNLESS SUPERSEDED BY SPECIAL EQUIPMENT SPECIFIED HEREIN:

		MEET SPECS
1. YEAR:	1990 OR 1989 NEW	<u>1990</u>
2. BODY STYLE:	MID-SIZE, 4-DOOR	<u>yes</u>
3. COLOR:		
4. WHEELBASE:	NOT LESS THAN 100" NOTE: THIS VEHICLE MAY BE FRONT OR REAR WHEEL DRIVE	<u>103.3</u>
5. AXLE RATIO:	STANDARD	<u>STD</u>
6. ENGINE:	NOT LESS THAN 2.8L 6 CYL	<u>3.0 V6</u>
7. COOLANT RECOVERY:	STANDARD MANUFACTURER'S	<u>yes</u>
8. ENGINE OIL COOLANT:	STANDARD	<u>yes</u>
9. TRANSMISSION OIL: COOLANT	STANDARD MANUFACTURER'S INSTALLATION	<u>yes</u>
10. CARBURETOR:	STANDARD MANUFACTURER'S INSTALLATION	<u>yes</u>
11. ALTERNATOR:	STANDARD	<u>yes</u>
12. GAUGES:	STANDARD	<u>yes</u>
13. EXHAUST SYSTEM:	SINGLE	<u>yes</u>
14. TRANSMISSION:	AUTOMATIC	<u>yes</u>
15. FILTERS:	OIL & AIR	<u>yes</u>
16. BATTERY:	HEAVY DUTY, 70 AMP MIN.	<u>500amp</u>
17. TIRES:	5-P195/75R 14" P195/70 R 14" (5)	<u>NO —</u>
18. AIR CONDITIONING:	FACTORY INSTALLED	<u>yes</u>
19. DEFROSTER & HEATING:	FRONT WINDOW STANDARD, REAR WINDOW DEFROST	<u>yes</u>
20. GLASS:	TINTED	<u>yes</u>
21. SEAT BELTS:	FRONT & REAR	<u>yes</u>
22. SEATS:	FRONT & REAR, FABRIC W/OR WITHOUT VINYL TRIM	<u>yes</u>
23. MIRRORS:	ONE (1) INTERIOR MOUNTED, TWO (2) EXTERIOR MOUNTED LEFT INTERNAL CONTROL	<u>yes</u>

24. LIGHTS:	<p> DOME, INSTRUMENT PANEL, BACKUP, SELF  CANCEL DIRECTIONAL, PARKING BRAKE INDI-  CATOR, EMERGENCY FLASHER </p>	<u>yes</u>
25. LAMPS:	INTERIOR PASSENGER, STANDARD, GLOVE BOX	<u>yes</u>
26. HEAD LAMPS:	STANDARD	<u>yes</u>
27. ELECTRICAL SYSTEM:	12 VOLTS	<u>yes</u>
28. WINDSHIELD WIPERS:	DUAL 2-SPEED ELECTRIC W/WASHER	<u>yes</u>
29. STEERING:	POWER	<u>yes</u>
30. SUN VISORS:	BOTH SIDES, PADDED	<u>yes</u>
31. DASH:	PADDED	<u>yes</u>
32. HOOD RELEASE:	INTERIOR HOOD RELEASE	<u>yes</u>
33. HORNS	STANDARD	<u>yes</u>
34. IGNITION:	STANDARD	<u>yes</u>
35. INTERIOR LAMPS:	STANDARD	<u>yes</u>
36. BRAKES:	POWER TYPE, DISC FRONT W/DRUM REAR	<u>yes</u>
37. RADIATOR:	STANDARD:	<u>yes</u>
38. SPRINGS:	STANDARD	<u>yes</u>
39. SHOCKS:	STANDARD	<u>yes</u>
40. BUMPERS:	STANDARD FRONT/REAR	<u>yes</u>
41. RADIO:	FACTORY INSTALLED, AM/FM Stereo w/ digital clock	<u>yes</u>
42. CRUISE CONTROL:	FACTORY INSTALLED w/ TILT wheel	<u>yes</u>
43. RUSTPROOFING:	<p> THE FRAME, CHASSIS, FENDERS &amp; BODY, ETC.  EXCEPT FOR DRIVESHAFT SHALL BE COMPLETELY  RUSTPROOFED. RUSTPROOFING MUST BE IN  COMPLIANCE W/FEDERAL MILITARY SPECS. GSA  SPEC. FED-STD-297A-2-22-75, ENTIRE VEH.  MUST BE RUSTPROOFED BY A COMMERCIALY  ACCEPTABLE PRACTICE W/WARRANTY INDICATED </p>	<u>yes</u>
44. CARPET:	FRONT/REAR PASSENGER, FRONT/REAR FLOOR MATS	<u>yes</u>
45. MANUALS:	ONE SERVICE MANUAL FOR EACH VEHICLE	<u>yes</u>
46. WARRANTIES:	<p> GIVE DESCRIPTION OF ALL WARRANTIES AND  COMPONENT WARRANTIES AVAILABLE </p>	<p> 12 mos on  12,000 mile  Bumper to  Bumper </p>

7yr / 100,000 mile  
over body rust proof  
(rust through)

-2- (7yr / 70,000 mile)  
Powertrain  
Warranty

FOB: FORT WAYNE

MAKE: *Dodge*

MODEL: *Spirit*

UNIT COST:

\$10,585.60

LESS DISCOUNT:

\$ —

TOTAL:

\$10,585.60

DELIVERY TIME ARO:

70-110 days

# BID, OFFER OR PROPOSAL FOR SALE OR LEASE OF MATERIALS

(Defined at I.C. 36-1-2-9.3)  
(Please type or print)

Date: 2-12-90  
 1. Governmental Unit: CITY OF FORT WAYNE  
 2. County: ALLEN  
 3. Bidder (Firm): WESTLAND DODGE, INC.  
 Address: 5321 ILLINOIS ROAD  
 City/State: FORT WAYNE, IN  
 4. Telephone Number: 219-438-9000  
 5. Agent of Bidder (if applicable): \_\_\_\_\_

Pursuant to notices given, the undersigned offers bid(s) to City of Ft. Wayne (Governmental Unit) in accordance with the following attachment(s) which specify the class or item number or description, quantity, unit, unit price and total amount.

The contract will be awarded by classes or items, in accordance with specifications. Any changes or alterations in the items specified will render such bid void as to that class or item. Bidder promises that he has not offered nor received a less price than the price stated in his bid for the materials included in said bid. Bidder further agrees that he will not withdraw his bid from the office in which it is filed. A certified check or bond shall be filed with each bid if required, and liability for breach shall be enforceable upon the contract, the bond or certified check or both as the case may be.

Theresa K. Haneline  
 Signature of Bidder or Agent

## BID OFFER OR PROPOSAL

Attach separate sheet listing each item bid based on specifications published by governing body. Following is an example of the bid format:

Class or Item	Quantity	Unit	Description	Unit Price	Amount

## NON-COLLUSION AFFIDAVIT

STATE OF INDIANA )  
Allen ) SS:  
 COUNTY )

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

Westland Dodge  
 Bidder (Firm)

Theresa K. Haneline  
 Signature of Bidder or Agent

Subscribed and sworn to before me this 12 day of Feb, 1990

My Commission Expires: 4-7-93  
 County of Residence: Allen

Julie A. Pogue  
 Notary Public  
Julie A. Pogue  
 Notary Public Printed Name

## ACCEPTANCE

There now being sufficient unbudgeted appropriated funds available, the contracting authority of \_\_\_\_\_ (Governmental Unit) hereby accepts the terms of the attached bid for classes or items numbered \_\_\_\_\_ and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Contracting Authority Members: \_\_\_\_\_

Date: \_\_\_\_\_

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**CHRYSLER**  
INSURANCE COMPANY**BID BOND****A STOCK COMPANY**

KNOW ALL MEN BY THESE PRESENTS, that we

WESTLAND DODGE, INC.

as Principal, hereinafter called the Principal, and

CHRYSLER INSURANCE COMPANY

a corporation duly organized under the laws of the State of  
as Surety, hereinafter called the Surety, are held and firmly bound unto

CITY OF FORT WAYNE

as Obligor, hereinafter called the Obligor, in the sum of

ONE THOUSAND DOLLARS (\$1,000.00)

for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents. Dollars (\$ ),

WHEREAS, the Principal has submitted a bid for

VEHICLES UNDER BID #9-14

NOW, THEREFORE, if the Obligor shall accept the bid of the Principal and the Principal shall enter into a contract with the Obligor in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or contract documents with good and sufficient surety for the faithful performance of such contract and for the prompt payment of labor and material furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such contract and give such bond or bonds, if the Principal shall pay to the Obligor the difference not to exceed the penalty hereof between the amount specified in said bid and such larger amount for which the Obligor may in good faith contract with another party to perform the work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect.

Signed and sealed this

8th

day of February

A. D. 19 90

WESTLAND DODGE, INC.

Principal

(Seal)

By: *James E. Reicher*

Title

CHRYSLER INSURANCE COMPANY

Surety

(Seal)

By: *G. F. Reicher*

Title

G. F. Reicher, Attorney-in-Fact

## POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, that CHRYSLER INSURANCE COMPANY, a Michigan corporation, having an office at 901 Wilshire Drive, Troy, Michigan, does hereby constitute and appoint

G. F. REICHER

each its true and lawful Attorney-in-Fact to execute

in its name and to affix its corporate seal to and deliver for and on its behalf as surety thereon or otherwise, bonds of any of the following classes:

1. Bonds on behalf of contractors in connection with bids, proposals or contracts to or with the United States of America, any State or political subdivision thereof or any person, firm or corporation.
2. Surety Bonds to the United States of America or any agency thereof, including those required or permitted under the laws or regulations relating to Customs or Internal Revenue, License and Permit bonds or other indemnity bonds under the laws, ordinances or regulations of any State, City, Town, Village, Board or other body or organization, public or private; bonds to Transportation Companies, Lost Instrument bonds, Lease bonds, Workmen's Compensation bonds, Miscellaneous Surety bonds and bonds on behalf of Notaries Public, Sheriffs, Deputy Sheriffs and similar public officials.
3. Bonds and Undertakings required or permitted by law to be given or filed in any suit, matter or proceeding in any Court of the United States, or any State or other Court, or given to or filed with any Sheriff or Magistrate within any State, for the doing or not doing of anything specified in such Bond or Undertaking, in which the penalty of the bond or liability incurred under such undertaking does not exceed with respect to Fiduciary Bonds the sum of

of \_\_\_\_\_ Dollars (\$ \_\_\_\_\_), and with respect to all other types of Court Bonds the sum of \_\_\_\_\_ Dollars (\$ \_\_\_\_\_).

IN WITNESS WHEREOF, CHRYSLER INSURANCE COMPANY has, pursuant to its By-Laws, caused these presents to be signed by its Executive Vice President and Assistant Secretary and its corporate seal to be hereto affixed this 8th day of February, 1990



CHRYSLER INSURANCE COMPANY

By

*James B. Fisher*  
James B. Fisher  
Its Executive Vice President

By

*Byron C. Babbish*  
Byron C. Babbish  
Its Assistant Secretary

STATE OF MICHIGAN }  
COUNTY OF OAKLAND } ss.:

On this 8th day of February, 1990, before me personally came Byron C. Babbish, to me known and by me known to be Assistant Secretary of CHRYSLER INSURANCE COMPANY, the corporation described in and which executed the foregoing Power of Attorney and the said Byron C. Babbish being by me duly sworn, did depose and say that he resides in the Township of Bloomfield, in the State of Michigan; that he is Assistant Secretary of CHRYSLER INSURANCE COMPANY and knows the corporate seal thereof; that the seal affixed to the foregoing Power of Attorney is such corporate seal and was thereto affixed by authority of the By-Laws of said Company and that he signed said Power of Attorney as Assistant Secretary of said Company by like authority; that he is acquainted with James B. Fisher and knows him to be Executive Vice President of said Company, and that the signature of said James B. Fisher subscribed to said Power of Attorney is in the genuine handwriting of James B. Fisher and was thereto subscribed by authority of said By-Laws and in deponent's presence.

Acknowledged and Sworn to before  
me on the date above written



*Melba W. Rassegga* Notary Public

MELBA W. RASSEGGA  
Notary Public, Wayne County, Mich.

Acting in Oakland County, Michigan  
My Commission Expires May 31, 1992

Read the first time in full and on motion by Burns, seconded by Salinas, and duly adopted, read the second time by title and referred to the Committee on City of Fort Wayne (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_, the \_\_\_\_\_, day of \_\_\_\_\_, 19\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.T.

DATED: 3-13-90

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Burns, seconded by Salinas, and duly adopted, placed on its passage. PASSED ~~NOT~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>8</u>			<u>1</u>
BRADBURY	<u>✓</u>			
BURNS	<u>✓</u>			
EDMONDS	<u>✓</u>			
GIAQUINTA	<u>✓</u>			
HENRY	<u>✓</u>			
LONG				<u>✓</u>
REDD	<u>✓</u>			
SCHMIDT	<u>✓</u>			
TALARICO	<u>✓</u>			

DATED: 3-27-90

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)

(SPECIAL) (ZONING MAP) ORDINANCE RESOLUTION NO. S-68-90

on the 27th day of March, 1990,

Sandra E. Kennedy ATTEST  
SANDRA E. KENNEDY, CITY CLERK

SEAL  
Charles S. Reed  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of March, 1990, at the hour of 11:30 o'clock PM M., E.S.T.

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 29th day of March, 1990, at the hour of 11:45 o'clock PM M., E.S.T.

PAUL HELMKE  
PAUL HELMKE, MAYOR

DIGEST SHEET

TITLE OF ORDINANCE: Special

*J-90-03-08*

DEPARTMENT REQUESTING ORDINANCE: Purchasing

SYNOPSIS OF ORDINANCE: An ordinance approving the award of Reference No. 914 for the purchase of a 1990 four (4) door sedan for the Water Resources Department. The cost reflects the lowest and most responsive of four (4) vendors.

EFFECT OF PASSAGE: This replaces unit 15902 which was re-assigned to Filtration Plant in 1988.

EFFECT OF NON-PASSAGE: Continued reliance on inadequate number of vehicles for Water and Sewer Engineering Departments to use for project inspection, emergencies and complaint investigation.

MONIES INVOLVED: Westland Dodge \$10,585.60

PRICE AGREEMENT:

PURCHASE ORDER: Yes

SOURCE OF FUNDING: Water Resources 514-523-B101-4441

PRIOR APPROVAL:  
(IF APPLICABLE)

DATE:

BILL NO. S-90-03-08

REPORT OF THE COMMITTEE ON CITY UTILITIES

PAUL M. BURNS, CHAIRMAN  
MARK E. GIAQUINTA, VICE CHAIRMAN  
HENRY, LONG, TALARICO

WE, YOUR COMMITTEE ON CITY UTILITIES TO WHOM WAS

REFERRED AN (ORDINANCE) (~~RESOLUTION~~) approving the awarding  
of Reference #914 by the City of Fort Wayne, Indiana, by  
and through its Department of Purchasing and WESTLAND DODGE, INC.  
for the Water Resources Department

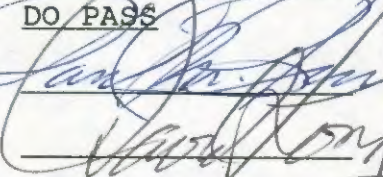
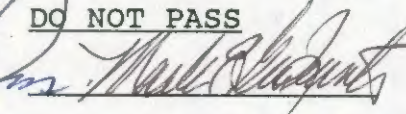
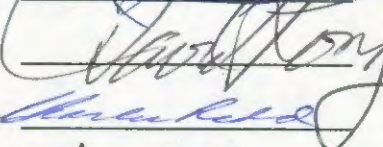

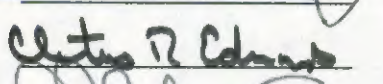
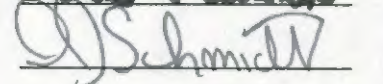
HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION  
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID  
(ORDINANCE) (~~RESOLUTION~~)

DO PASS

DO NOT PASS

ABSTAIN

NO REC

DATED: 3-27-90.

Sandra E. Kennedy  
City Clerk